

Emerson	Lewis (KY)	Roskam
Engel	Linder	Ross
English (PA)	Lipinski	Roybal-Allard
Eshoo	LoBiondo	Royce
Etheridge	Loebsock	Ruppersberger
Fallin	Lofgren, Zoe	Rush
Farr	Lowey	Ryan (OH)
Fattah	Lucas	Ryan (WI)
Ferguson	Lungren, Daniel	Salazar
Flner	E.	Sali
Flake	Lynch	Sánchez, Linda
Forbes	Mack	T.
Fortenberry	Mahoney (FL)	Sanchez, Loretta
Fossella	Maloney (NY)	Sarbanes
Fox	Manzulio	Saxton
Frank (MA)	Markey	Schakowsky
Franks (AZ)	Marshall	Schiff
Frelinghuysen	Matheson	Schmidt
Gallegly	Matsui	Schwartz
Garrett (NJ)	McCarthy (CA)	Scott (GA)
Gerlach	McCarthy (NY)	Scott (VA)
Gilchrest	McCollum (MN)	Sensenbrenner
Gillibrand	McCotter	Serrano
Gohmert	McCrery	Sessions
Gonzalez	McDermott	Sestak
Goode	McGovern	Shadegg
Goodlatte	McHenry	Shays
Gordon	McHugh	Shea-Porter
Granger	McIntyre	Sherman
Graves	McMorris	Shimkus
Green, Al	Rodgers	Shuler
Green, Gene	McNerney	Shuster
Grijalva	McNulty	Simpson
Hall (NY)	Meek (FL)	Skelton
Hall (TX)	Meeks (NY)	Slaughter
Hare	Melancon	Smith (NE)
Harman	Mica	Smith (NJ)
Hastings (FL)	Michaud	Smith (TX)
Hastings (WA)	Miller (MI)	Smith (WA)
Hayes	Miller (NC)	Solis
Heller	Miller, Gary	Souder
Hensarling	Miller, George	Space
Herger	Mitchell	Spratt
Herseth Sandlin	Mollohan	Stark
Higgins	Moore (KS)	Stearns
Hill	Moore (WI)	Stupak
Hinchey	Moran (KS)	Sullivan
Hinojosa	Moran (VA)	Sutton
Hirono	Murphy (CT)	Tanner
Hobson	Murphy, Patrick	Tauscher
Hodes	Murphy, Tim	Taylor
Holden	Murtha	Terry
Holt	Musgrave	Thompson (CA)
Honda	Myrick	Thompson (MS)
Hooley	Nadler	Thornberry
Hoyer	Napolitano	Tiahrt
Hulshof	Neugebauer	Tiberi
Inglis (SC)	Nunes	Tierney
Israel	Oberstar	Tsongas
Issa	Obey	Turner
Jackson (IL)	Olver	Udall (CO)
Jackson-Lee	Ortiz	Udall (NM)
(TX)	Pallone	Upton
Johnson (GA)	Pascrell	Van Hollen
Johnson, Sam	Pastor	Velázquez
Jones (NC)	Paul	Visclosky
Jones (OH)	Pearce	Walberg
Jordan	Pence	Walden (OR)
Kagen	Perlmutter	Walsh (NY)
Kanjorski	Peterson (MN)	Walz (MN)
Keller	Petri	Wamp
Kennedy	Pitts	Wasserman
Kildee	Platts	Schultz
Kilpatrick	Poe	Waters
King (IA)	Porter	Watson
Kingston	Price (GA)	Watt
Kirk	Price (NC)	Waxman
Klein (FL)	Ramstad	Weiner
Kline (MN)	Rangel	Welch (VT)
Knollenberg	Regula	Weldon (FL)
Kuhl (NY)	Rehberg	Weller
Lamborn	Reichert	Westmoreland
Lampson	Renzi	Wexler
Langevin	Reynolds	Whitfield
Larsen (WA)	Richardson	Wicker
Larson (CT)	Rodriguez	Wilson (NM)
Latham	Rogers (AL)	Wilson (SC)
LaTourette	Rogers (KY)	Wolf
Lee	Rogers (MI)	Wu
Levin	Rohrabacher	Wynn
Lewis (CA)	Ros-Lehtinen	Young (AK)

## ANSWERED "PRESENT"—1

Tancredo

## NOT VOTING—56

Becerra	Brown, Corrine	Carson
Bishop (UT)	Buyer	Clay
Bonner	Cantor	Coble

Costa	Johnson (IL)	Pickering
Cubin	Johnson, E. B.	Pomeroy
Davis (IL)	Kaptur	Pryce (OH)
Diaz-Balart, L.	Kind	Putnam
Ellison	King (NY)	Radanovich
Everett	Kucinich	Rahall
Feeney	LaHood	Reyes
Giffords	Lantos	Rothman
Gingrey	Lewis (GA)	Sires
Gutierrez	Marchant	Snyder
Hastert	McCaul (TX)	Towns
Hoekstra	McKeon	Wilson (OH)
Hunter	Miller (FL)	Woolsey
Inslee	Neal (MA)	Yarmuth
Jefferson	Payne	Young (FL)
Jindal	Peterson (PA)	

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1918

So (two-thirds being in the affirmative) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## PERSONAL EXPLANATION

Mr. GINGREY. Mr. Speaker, on rollcall No. 983 on H.R. 189, I am not recorded because I was absent due to flight delays returning to Washington. Had I been present, I would have voted "nay."

On rollcall No. 984 on H.R. 523, had I been present, I would have voted "yea."

On rollcall No. 985 on H. Res. 762, had I been present, I would have voted "yea."

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1011, VIRGINIA RIDGE AND VALLEY ACT OF 2007

Ms. CASTOR, from the Committee on Rules, submitted a privileged report (Rept. No. 110-403) on the resolution (H. Res. 763) providing for consideration of the bill (H.R. 1011) to designate additional National Forest System lands in the State of Virginia as wilderness or a wilderness study area, to designate the Kimberling Creek Potential Wilderness Area for eventual incorporation in the Kimberling Creek Wilderness, to establish the Seng Mountain and Bear Creek Scenic Areas, to provide for the development of trail plans for the wilderness areas and scenic areas, and for other purposes, which was referred to the House Calendar and ordered to be printed.

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 505, NATIVE HAWAIIAN GOVERNMENT REORGANIZATION ACT OF 2007

Ms. CASTOR, from the Committee on Rules, submitted a privileged report (Rept. No. 110-404) on the resolution (H. Res. 764) providing for consideration of the bill (H.R. 505) to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of

the Native Hawaiian governing entity, which was referred to the House Calendar and ordered to be printed.

## REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1483, CELEBRATING AMERICA'S HERITAGE ACT

Ms. CASTOR, from the Committee on Rules, submitted a privileged report (Rept. No. 110-405) on the resolution (H. Res. 765) providing for consideration of the bill (H.R. 1483) to amend the Omnibus Parks and Public Lands Management Act of 1996 to extend the authorization for certain national heritage areas, and for other purposes, which was referred to the House Calendar and ordered to be printed.

## REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 3898

Mr. FOSSELLA. Mr. Speaker, I ask unanimous consent that Congressman KUHLE be removed as a cosponsor to H.R. 3898.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from New York?

There was no objection.

## REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H. CON. RES. 228

Mr. SCHIFF. Mr. Speaker, I ask unanimous consent that Representative MICHAEL T. MCCAUL be removed as a cosponsor of H. Con. Res. 228. Mr. MCCAUL was listed as a cosponsor due to a clerical error.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on the remaining motion to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6 of rule XX.

Any record vote on the postponed question will be taken tomorrow.

## INDUSTRIAL ENERGY EFFICIENCY RESEARCH AND DEVELOPMENT ACT OF 2007

Mr. LAMPSON. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 3775) to support research and development of new industrial processes and technologies that optimize energy efficiency and environmental performance, utilize diverse sources of energy, and increase economic competitiveness, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 3775

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Industrial Energy Efficiency Research and Development Act of 2007".

**SEC. 2. FINDINGS.**

The Congress finds the following:

(1) According to the Energy Information Administration's 2006 Annual Energy Review, the industrial sector in 2006 accounted for more energy use (32 percent) than the residential (21 percent), commercial (18 percent), or transportation sector (29 percent).

(2) The primary energy intensive industries vital to maintaining our country's infrastructure and economic and national security include steel, chemicals, metal casting, forest products, glass, aluminum, petroleum refining, and mining, as well as other energy intensive manufacturers.

(3) The Department of Energy has demonstrated the success of public-private partnerships with these industries resulting in research, development, and deployment of new energy efficient technologies which reduce emissions and improve manufacturing competitiveness.

(4) Innovations in manufacturing processes within these industries may be translated into efficiency improvements in buildings, transportation, and other economic sectors that depend upon these industries.

(5) While past public-private partnerships have resulted in significant energy efficiency improvements in manufacturing processes, there is a need for new technologies to achieve continual energy efficiency improvements.

(6) Innovations made in the last few decades assisted the United States in remaining competitive in the global market. Continued innovation in the areas of energy efficiency and feedstock diversification are necessary to enable the United States to maintain a competitive edge.

(7) The Department of Energy should continue collaborative efforts with industry, particularly the manufacturing sector, to broaden and accelerate the high-risk research and development of new manufacturing processes that optimize energy efficiency and utilize diverse sources of energy.

(8) These partnerships support critical research and development capabilities at universities and other research institutions while training future generations of engineers in critical areas of energy systems and efficient industrial process technologies for our domestic industries.

**SEC. 3. INDUSTRIAL TECHNOLOGIES PROGRAM.**

(a) **IN GENERAL.**—The Secretary of Energy (in this Act referred to as the "Secretary") shall establish a program, in cooperation with energy-intensive industries, trade and industry research collaborations representing such industries, and institutions of higher education—

(1) to conduct energy research, development, demonstration, and commercial application activities with respect to new industrial and commercial processes, technologies, and methods to—

(A) achieve substantial improvements in energy efficiency; and

(B) enhance the economic competitiveness of the United States industrial sector; and

(2) to conduct environmental research and development with respect to new industrial and commercial processes, technologies, and methods to achieve environmental performance improvements such as waste reduction, emissions reductions, and more efficient water use.

(b) **PROGRAM ACTIVITIES.**—Research, development, demonstration, and commercial ap-

plication activities under this section may include—

(1) activities to support the development and use of technologies and processes that improve the quality and quantity of feedstocks recovered or recycled from process and waste streams;

(2) research to meet manufacturing feedstock requirements with alternative resources;

(3) research to develop and demonstrate technologies and processes that utilize alternative energy sources to supply heat, power, and new feedstocks for energy-intensive industries;

(4) research to achieve energy efficiency in steam, power, control system, and process heat technologies, and in other manufacturing processes; and

(5) a program to fund research, development, and demonstration relating to inventors' and small companies' technology proposals, based on energy savings potential, commercial viability, and technical merit.

(c) **COMPETITIVE AWARDS.**—All awards under this section shall be made on a competitive, merit-reviewed basis.

(d) **COORDINATION AND NONDUPLICATION.**—The Secretary shall, coordinate efforts under this section with other programs of the Department and other Federal agencies, to avoid duplication of effort.

(e) **ANNUAL REPORT.**—Not later than 1 year after the date of enactment of this Act, and once every 2 years thereafter, the Secretary shall submit to the Congress a report on the activities conducted pursuant to this Act, including—

(1) a description of the activities used to facilitate cooperation with energy-intensive industries, universities, and other participants in the program; and

(2) a description of ongoing projects and new projects initiated, and the anticipated energy savings associated with achievement of each project's goals.

**SEC. 4. UNIVERSITY-BASED INDUSTRIAL RESEARCH AND ASSESSMENT CENTERS.**

To strengthen the program under section 3, the Secretary shall provide funding to university-based industrial research and assessment centers, whose purpose shall be—

(1) to identify opportunities for optimizing energy efficiency and environmental performance;

(2) to promote application of emerging concepts and technologies in small and medium-sized manufacturers;

(3) to promote the research and development for usage of alternative energy sources to supply heat, power, and new feedstocks for energy intensive industries;

(4) to coordinate with appropriate State research offices, and provide a clearinghouse for industrial process and energy efficiency technical assistance resources; and

(5) to coordinate with State-accredited technical training centers and community colleges, while ensuring appropriate services to all regions of the United States.

**SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated to the Secretary to carry out this Act \$150,000,000 for each of the fiscal years 2009 through 2013.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Texas (Mr. LAMPSON) and the gentleman from Washington (Mr. REICHERT) each will control 20 minutes.

The Chair recognizes the gentleman from Texas.

GENERAL LEAVE

Mr. LAMPSON. Mr. Speaker, I ask unanimous consent that all Members

may have 5 legislative days to revise and extend their remarks and to include extraneous material on H.R. 3775, the bill now under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

Mr. LAMPSON. Mr. Speaker, I yield myself such time as I may consume.

I'm pleased that the House will consider my bill today, H.R. 3775, the Industrial Energy Efficiency Research and Development Act. I first wish to thank my colleagues on the Science and Technology Committee for their support in crafting this legislation, especially Ranking Members INGLIS and HALL, who worked with me on this bill which highlights the critical need for research into technologies that improve industrial energy efficiency.

An expanding economy and growing population ensure that demand for energy will continue to grow, making energy conservation a key national goal. In the United States, industry is responsible for more than one-third of all energy consumed. Heavy industries such as chemical, glass and metals production, mining, petroleum, refining, and forest and paper products all require very large amounts of energy, making them particularly susceptible to high energy prices. Therefore, these and other energy-intensive U.S. industries are ideal candidates on which to focus Federal research and development efforts and apply new technologies to increase efficiency, raise productivity, reduce wastes, trim costs, and ultimately make them more competitive in a global market.

I'm very familiar with the difficulties these industries face. Texas has the highest percentage of large energy-intensive industries, 8 percent of the U.S. total. Over half the energy used in Texas is consumed by the industrial sector. There is significant pressure to reduce the emissions and energy use associated with their processes, while keeping costs low enough to maintain the region's attractiveness to industry. That's a tall order when costs for natural gas, one of the primary industrial feedstocks, are among the highest in the country.

The Industrial Technologies Program, ITP, at the Department of Energy, works to improve the energy intensity of U.S. industry through coordinated, cost-shared research and development. The ITP is considered one of the most effective Department of Energy programs, transferring over 170 technologies to the commercial market, improving an estimated 13,000 U.S. manufacturing plants, and saving nearly 5 quadrillion Btus of energy, or approximately \$23 billion in energy since its inception. That's significant.

The ITP also sponsors university-based Industrial Assessment Centers, which utilize engineering faculty and students to provide no-cost energy assessments, mostly to small and medium-sized manufacturers. These centers serve as valuable preparation for

the next generation of energy and industrial engineers, training almost 250 students per year.

The Industrial Technologies Program has suffered dramatic budget cuts in recent years, dropping to just one-third of the funding levels of 2001. And this reflects a dramatic and untimely shift in priorities away from industrial efficiency research and development.

So H.R. 3775 authorizes and expands the Department of Energy's Industrial Technology Program through better coordination of interdepartmental research, enhancement of the industrial assessment centers program at universities, and support of more research and development of new innovations and technologies that improve the energy efficiency and environmental performance of most energy-intensive manufacturing processes.

This legislation is needed to ensure continued gains in these areas through research and development that makes the U.S. industry more competitive and enhances the quality of life for American workers, their families and the communities that they serve.

Again, I want to thank Mr. INGLIS for working to make this a better bill. I encourage my colleagues to support H.R. 3775.

Mr. Speaker, I reserve the balance of my time.

Mr. REICHERT. Mr. Speaker, I rise today in support of H.R. 3775, the Industrial Energy Efficiency Research and Development Act of 2007, and I yield myself such time as I may consume.

The industrial sector of our economy is currently the largest user of energy. According to the Department of Energy's Energy Information Administration, the industrial sector consumed 32 percent of the Nation's energy in 2006. While the industrial sector has made impressive efficiency gains since 1980, more is needed and more can be done.

The Department of Energy currently runs the Industrial Technology Programs, ITP, whose mission it is to improve the energy intensity of the United States industrial sector, whose industries include aluminum, chemicals, forest products, glass, metal casting, mining, petroleum refining and steel. The ITP program engages in partnerships with industry to conduct research and development into energy efficiency technologies, as well as demonstrating those technologies and transferring them to the marketplace. The program has been very successful in its efforts with over 140 projects reaching the commercial market.

The ITP also conducts energy assessments, to help industrial manufacturers of all sizes, through both its Save Energy Now and university-based Industrial Assessment Centers, IACs. The Save Energy Now program completed 265 assessments that identified energy savings of more than \$585 million per year.

The IACs serve a dual role, aiding small and medium-sized business to re-

duce their energy costs and the training of university students who will take the efficiency knowledge they have learned and apply it in the workforce.

The bill before us today will ensure that ITP's beneficial work will continue to help the industrial sector reduce its cost, which not only helps them remain globally competitive while allowing them to keep their operations in the United States of America. Further, the ITP aids our country's goal of reducing our dependence on foreign sources of energy by improving this critical sector's use of energy.

I reserve the balance of my time.

Mr. LAMPSON. Thank you for your words, Mr. REICHERT. Certainly this is important. It's something that can make a significant difference to what we're doing for the world and for industry in the United States of America, to make sure that we are kept competitive.

There's so many things, whether it is using waste to pelletize wood into new kinds of fuel, whether it is solar, water, any of the many things, wind, that we're doing and to encourage to make these things possible is something that is very important to me.

Mr. Speaker, I will insert the following letters into the RECORD.

HOUSE OF REPRESENTATIVES,  
COMMITTEE ON ENERGY AND COMMERCE,  
*Washington, DC, October 22, 2007.*

Hon. BART GORDON,  
*Chairman, Committee on Science and Technology, Washington, DC.*

DEAR MR. CHAIRMAN: I write with regard to H.R. 3775, the Industrial Energy Efficiency Research and Development Act of 2007. I know it is your wish for the bill to be considered on the House floor as soon as possible.

Some of the provisions in the bill are of jurisdictional interest to the Committee on Energy and Commerce. I am not, however, raising the issue with the Speaker because it is my understanding that you have agreed that the referral and consideration of the bill do not in any way serve as a jurisdictional precedent as to our two committees.

I request that you send to me a letter confirming our agreement and that our exchange of letters be included in your Committee's report on the bill and inserted in the Congressional Record as part of the consideration of the bill.

Please call me if you would like to discuss this matter further.

Sincerely,

JOHN D. DINGELL,  
*Chairman.*

HOUSE OF REPRESENTATIVES, COM-  
MITTEE ON SCIENCE AND TECH-  
NOLOGY,  
*Washington, DC, October 22, 2007.*

Hon. JOHN D. DINGELL,  
*Chairman, Committee on Energy and Commerce, Washington, DC.*

DEAR MR. CHAIRMAN: Thank you for your letter regarding the referral and consideration of H.R. 3775, the Industrial Energy Efficiency Research and Development Act of 2007. I appreciate your support of this important legislation.

I recognize your Committee's jurisdictional interest in this area, and I agree that the inaction of the Committee on Energy and Commerce with respect to the bill does not in any way serve as a jurisdictional

precedent as to our two committees. The exchange of letters between our two committees will be placed in the Committee's report on H.R. 3775 and in the Congressional Record during consideration of the bill.

Thank you for your attention to this matter.

Sincerely,

BART GORDON,  
*Chairman.*

Mr. Speaker, I don't have further comments to be made, and so if the gentleman is prepared to yield back his time, then I am ready to do so as well.

Mr. REICHERT. Mr. Speaker, I have no further speakers, and I yield back the balance of my time.

Mr. LAMPSON. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mr. PERMUTTER). The question is on the motion offered by the gentleman from Texas (Mr. LAMPSON) that the House suspend the rules and pass the bill, H.R. 3775, as amended.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

□ 1930

#### POLITICAL AND RELIGIOUS DISCOURSE

(Mr. POE asked and was given permission to address the House for 1 minute.)

Mr. POE. Mr. Speaker, the first amendment protects the fundamental natural rights of free speech and free press.

These pillars of principle are listed first because they are the most important. These two freedoms ensure the protection of all the other rights that follow in the Bill of Rights.

Many years have passed since these values were chiseled into the Constitution, but they are still under attack by the elites who advocate Federal control of both. Why? Because these censors disagree with the content or claim it's inaccurate or it's not fair. Even former Supreme Court Justice Sandra Day O'Connor said last year that people should not harshly criticize the Supreme Court or its rulings.

The Constitution does not guarantee speech or press to be fair or even accurate. It guarantees it to be free. "Fair" is too subjective a term.

Our Framers were primarily concerned about protecting the political and religious discourse. Why? Because they are the most controversial and the most important.

Any action by the Federal Government to control speech or press should be met with loud, harsh words; fiery oratory; and a blazing pen.

And that's just the way it is.

#### SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of January 18, 2007, and under a previous